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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: DORT, DAVID BOGART.

APPLICATION No.:

10/803,472

FILED:

MARCH 17, 2004

FOR: EXTERNALLY CONTROLLED NON-

NEGATGIVE ACCELERATION

**EXAMINER:** 

ART UNIT:

CONF. NO:

DOCKET NO. VRBA.P014.A

# Information Disclosure Statement Within Three Months of Application Filing or Before First Action - 37 C.F.R. § 1.97(b)

CERTIFICATE OF TRANSMISSION 37	CFR 1.8(a)
· · · · · · · · · · · · · · · · · · ·	hments are being transmitted to the USPTO at central
fax number 703-872-9306 on this 21st day of October,	, 2004.
Date: October 21, 2004	By:
·	David Bogat Dort

Mail Stop: Disclosure

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir/Madam:

#### 1. Timing of Submission

This information disclosure is being filed within three months of the filing date of this application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever occurs last [37 C.F.R. § 1.97(b)]. The references listed on the enclosed Form PTO-1449 (modified) may be material to the examination of this application; the Examiner is requested to make them of record in the application.

VRBA.P014.A.PTMS IDS 102104

2.

<u>Cited</u>	Inform	<u>ation</u>
	Copie	es of the following references are enclosed:
	000	All cited references References marked by asterisks The following:
⊠		es of the following references can be found in parent U.S. cation No. 10/786,177, filed February 23, 2004, and contained in.
		All cited references References marked by asterisks The following:
$\boxtimes$	pater	application was filed after 30 June 2003 and no copies of U.S. Its nor published applications are enclosed (See Notice of ty Commissioner Kunin on 11 July 2003).
	reference office copy count prepartransian ac	following references are not in English. For each such ence, the undersigned has enclosed (i) a translation of the ence; (ii) a copy of a communication from a foreign patent or International Searching Authority citing the reference, (iii) a of a reference which appears to be an English-language terpart, or (iv) an English-language abstract for the reference ared by a third party. Applicant has not verified that the ation, English-language counterpart or third-party abstract is ecurate representation of the teachings of the non-English ence, though, and reserves the right to demonstrate otherwise.
		All cited references References marked by ampersands The following:
Effect	of Info	rmation Disclosure Statement (37 C.F.R. § 1.97(h))
		ant does not admit that any enclosed item of information prior art to the subject invention and specifically reserves the

## 4. Fee Payment

3.

No fees are believed due because this Information Disclosure Statement is being filed before the mailing date of the first Office Action.

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right to demonstrate that any such reference is not prior art.

	icant further submits that no fee is due in light of the following ication under 37 C.F.R. § 1.97(e) (check only one):
	In accordance with 37 C.F.R. § 1.97(e)(1), the undersigned hereby states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; or
	In accordance with 37 C.F.R. § 1.97(e)(2), the undersigned hereby states that no item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart foreign application, or, to the knowledge of the person signing the certification after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c), more than three months prior to the filing of this statement.

However, should the Commissioner determine that fees are due in order for this Information Disclosure Statement to be considered, the Commissioner is hereby authorized to charge such fees to Deposit Account No. 50-3068 (VRBIA.P014.A).

### 5. Patent Term Adjustment (37 C.F.R. § 1.704(d))

The undersigned states that each item of information submitted herewith was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in 37 C.F.R. § 1.56(c) more than thirty days prior to the filing of this statement. 37 C.F.R. § 1.704(d).

Respectfully submitted, DORT CLOSE IP LAW GROUP p.c.

Date: October 21, 2004

Washington, DC

David Bogart Dort Registration No. 50,213

**Correspondence Address:** 

Customer No. 42047

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PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0851-0031

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INFORMATION DISCLOSURE	Application Number		10803472
INFORMATION DISCLOSURE	Filing Date		2004-03-17
STATEMENT BY APPLICANT	First Named Inventor	David	Bogart DORT
(Not for submission under 37 CFR 1.99)	Art Unit		3661
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	Attorney Docket Number	er	VRBA.P014.A

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